THE HON'BLE SRI JUSTICE D.S.R.VARMA
AND
THE HON'BLE SRI JUSTICE P.SWAROOP REDDY

Taken Up Writ Petition No.25667 of 2006

Date: 26-12-2006

Between:

Varakala Narasimha, S/o.Ramulu,
Theretupally, Chandur Mandal,
Nalgonda District (Forwarded by the Secretary,
APHC Legal Services Committee, Hyderabad).

... Petitioner/s

And

The Station House Officer,
Chandur Police Station,
Nalgonda District at
Nalgonda District and others.

... Respondent/s

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AND

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Writ Petition No.25667 of 2006

ORAL ORDER: **(per the Hon'ble Sri Justice D.S.R.Varma)**

Heard the learned Government Pleader for Home, representing the learned Advocate General, appearing for the respondents.

2. This Writ Petition is taken up on the basis of a petition, dated 09.11.2006, by the petitioner -- Varakala Narasimha, son of Ramulu, Theretupally, Chandur Mandal, Nalgonda District, to the Secretary, A.P. Legal Services Authority, High Court Buildings, Hyderabad, which was submitted to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, alleging that his son, by name V.Mallesh, aged about 17 years, studying in Degree I Year, was implicated several times in false theft cases by the police of Chandur Police Station, Nalgonda District; that the petitioner and his family members are being harassed by the said police; that his son has been absconding since 22.09.2006 and hence apprehending danger to his son's life from the police.

3. This Court, while issuing notice before admission, on 11.12.2006, directed the respondents to produce the son of the petitioner. Upon the said directions of this Court, today i.e., on 26.12.2006, the boy by name V.Mallesh is present along with his father, who is no other than the petitioner. When questioned by this Court, the boy stated that he was never involved in any criminal cases nor was arrested by the police, at any time. He further stated that he went somewhere along with his friends. But, the complaint made to this Court by his father/petitioner is quite different.

4. As already noticed, the complaint of the petitioner is that his son was implicated several times in false theft cases by Chandur Police, Nalgonda District; that the police people are harassing the petitioner and his family members and that he has been apprehending danger to his son's life at the hands of the police. What was stated in the complaint of the petitioner is something more than what had really been happened and, in fact, it is totally a falsehood.

5. Upon questioning the petitioner with regard to absconding of his son, he stated that upon somebody's advise he simply made the present

complaint.

6. We wish that the public should understand that this Court should not be used as a '**platform**' for making unnecessary, vague and false allegations against the police or any other instrumentalities of the State. The aggrieved people, like the petitioner, shall approach this Court with clean hands and the facility provided to them for making complaints directly to this Court by way of a letter shall not be misused and thereby cause loss of money to the State as well as precious time of this Court.

7. Therefore, we feel it appropriate to dismiss the writ petition with a direction to the petitioner to pay a fine of Rs.2,000/- (Rupees two thousand only) in the Court of Judicial Magistrate of First Class, Nalgonda, and on such payment, the Juridical Magistrate of First Class, Nalgonda, is directed to remit the same into the District Legal Services Authority, Nalgonda District, within a period of one month from the date of receipt of a copy of this order. In default to pay the said amount, the same shall be recovered from the petitioner under the provisions of A.P. Revenue Recovery Act.

8. With the above direction, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

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JUSTICE D.S.R.VARMA

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JUSTICE P.SWAROOP REDDY

26TH DECEMBER 2006

MSR/KRK

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26TH DECEMBER 2006